

**FILLED**

IN THE UNITED STATES DISTRICT COURT  
FOR THE DISTRICT OF MONTANA  
BILLINGS DIVISION

NOV 14 2016

Clerk U.S. District Court  
District Of Montana  
Billings

UNITED STATES OF AMERICA,

Cause No. CR 14-12-BLG-SPW

Plaintiff/Respondent,

vs.

RYAN EDWARD LEE,

ORDER DENYING MOTION  
TO RECONSIDER AND DENYING  
CERTIFICATE OF APPEALABILITY

Defendant/Movant.

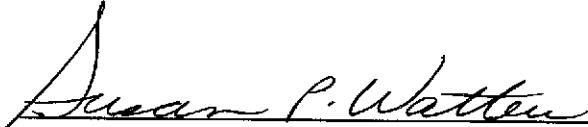
On April 14, 2016, Defendant/Movant Lee, a federal prisoner proceeding pro se, filed a motion to vacate, set aside, or correct his sentence, pursuant to 28 U.S.C. § 2255. On April 15, 2016, the Court issued an order explaining that Lee's motion failed to allege sufficient facts to support a reasonable inference that relief was due. Lee was permitted to cure the defects of his motion and submitted a supplement on May 24, 2016. On October 11, 2016, the Court reviewed Lee's claims in light of the record of the case and concluded that the facts he alleged did not support an inference that counsel provided ineffective assistance in any respect. The motion and a certificate of appealability were denied. *See Order (Doc. 117).*

On November 10, 2016, Lee moved the Court to reconsider. His motion to reconsider, however, like his § 2255 motion, does not allege facts capable of supporting an inference that he is entitled to relief. Like his § 2255 motion, his

motion to reconsider is denied. A certificate of appealability is also denied because reasonable jurists could find no basis in Lee's motion to reconsider for reopening proceedings on the § 2255 motion.

Accordingly, IT IS HEREBY ORDERED that Lee's motion to reconsider (Doc. 118) is DENIED. A certificate of appealability is DENIED.

DATED this 14<sup>th</sup> day of November, 2016.

  
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Susan P. Watters  
United States District Court